IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY SEVENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 16028 of 2004

Between:

A.Surya Bhaskar Rao son of Late Seshagiri Rao

..... PETITIONER

AND

1. The Government of Andhra pradesh, rep.by its Registrar of Cooperative Societies, Hyderabad
2. District Cooperative Officer, Kakinada, East Godavari District
3. Deputy Registrar of Cooperative Societies Amalapuram,East Godavari District
4. A.Vemavaram Primary Agricultural CooperativeSociety,A.VemavaramVillage,Amalapuram Mandal,East Godavari District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order direction or writ particularly one in the nature of writ Mandamus or any other appropriate writ declaring the action of the respondents fin taking penal action against the petitioner in terms of Inspection Report submitted by the Sub-Divisional Cooperative Officer, Razole and the Inspecting Officer dated 5-8-04 as illegal and arbitrary; and consequently direct the respondents to afford reasonable opportunity to the petitioner before taking any action on the said report after furnishing a copy of the said report and pass such other order or orders, as the Hon’ble Court deems fit and proper.

COUNSEL FOR THE PETITONER: MR.G.VIDYASAGAR

COUNSEL FOR THE RESPONDENT NOS.1 TO 3: GP FOR COOPERATION

COUNSEL FOR THE RESPONDENT NO.4: None

The Court at the stage of admission, made the following :

-

-

ORAL ORDER

The petitioner is the Secretary of 4th respondent society. The 3rd respondent issued summons to the petitioner under Section 52 of the A.P. Cooperative Societies Act,1964 regarding the inspection of the records of the society, asking the petitioner to cause production of all the records of the society on 06-04-2004 before the 3rd respondent and to participate in the enquiry. The contention of the petitioner is that subsequent to his appearance during the inspection of the records a report was prepared and without furnishing the copy of the report the concerned authorities are trying to take further steps. He, therefore, approached this court seeking a direction to the 2nd and 3rd respondents to furnish the copy of report dated 05-08-2004. Since the petitioner approached this Court with only grievance that the copy of the report was not given to him, 2nd and 3rd respondents are directed to furnish a copy of report of inspection dated 05-08-2004 to the petitioner.

The writ petition is disposed of accordingly. No order as to costs.

_____

27TH AUGUST 2004

*TSNR

To

1. The Registrar of Cooperative Societies, Hyderabad

2. The District Cooperative Officer, Kakinada, East Godavari District

3. The Deputy Registrar of Cooperative Societies Amalapuram, East Godavari District

4. Two CCs to GP FOR COOPERATION

5. Two CD copies